

Remarks

Status of claims. Claims 3-7, 12, 16, and 21-22 are pending. Claims 1, 2, 8-11, 13-15, and 17-20 were previously canceled. Claims 3 and 4 were rejected under 35 USC 102. Claims 3-7, 12, and 16 were rejected under 35 USC 112, second paragraph (claims 5, 6, and 16 were previously found allowable). Claims 21-22 remain withdrawn from consideration.

Rejection under 35 USC 102. Claims 3 and 4 were rejected under 35 USC 102 as being anticipated by species found in Takeuchi and Bastos. Claims 3 and 4 have been canceled thus removing the basis for this rejection.

Rejection under 35 USC 112, second paragraph. The term "carbocycle" was misspelled "carbocyle" several times in claims 3 and 5. The term has been corrected four times in claim 5; claim 3 has been canceled. If the applicants failed to correct all misspellings, they authorize the examiner to correct any further occurrences with an examiner's amendment.


Withdrawn Claims 21 and 22. In the office action dated 7/2/2002, the examiner stated that if any claims were found allowable from the elected group, method-of-use claims would be rejoined for examination. In the next office action dated 11/19/2002, the applicants adopted the examiners advice on method claims—claims 18 and 19 were canceled and suggested claims 21 and 22 added. Because the examiner stipulated that these claims were enabled, the applicants believe there is no serious burden to examine them and respectfully request the restriction requirement be withdrawn and the new claims examined and allowed.

Given that claims 5 and 16 were previously allowed and in view of the above remarks, the applicants believe the application is in allowable form and respectfully request favorable reconsideration.

If any issues remain regarding the allowance of this application, the Examiner is respectfully invited to contact the applicants' agent, James Epperson, by phone (203-677-6974), fax (203-677-6900), or e-mail (james.epperson@bms.com).

Respectfully submitted,

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